

## **MINUTES**

### **MONTANA HOUSE OF REPRESENTATIVES 59th LEGISLATURE - REGULAR SESSION**

#### **COMMITTEE ON BUSINESS AND LABOR**

**Call to Order:** By **CHAIRMAN JIM KEANE**, on January 21, 2005 at 8:00 A.M., in Room 172 Capitol.

#### **ROLL CALL**

**Members Present:**

Rep. Jim Keane, Chairman (D)  
Rep. Kathleen Galvin-Halcro, Vice Chairman (D)  
Rep. Joe McKenney, Vice Chairman (R)  
Rep. Elsie Arntzen (R)  
Rep. Bob Bergren (D)  
Rep. Tim Dowell (D)  
Rep. Kevin T. Furey (D)  
Rep. Dave Gallik (D)  
Rep. Ralph Heinert (R)  
Rep. Llew Jones (R)  
Rep. Mike Jopek (D)  
Rep. Harry Klock (R)  
Rep. Scott Mendenhall (R)  
Rep. Mike Milburn (R)  
Rep. Don Roberts (R)  
Rep. Wayne Stahl (R)  
Rep. Dan Villa (D)  
Rep. Jonathan Windy Boy (D)

**Members Excused:** None.

**Members Absent:** None.

**Staff Present:** Bart Campbell, Legislative Branch  
Kyanne Kelly, Committee Secretary

**Audio Committees:** These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

**Committee Business Summary:**

Hearing & Date Posted: HB 209, 1/13/2005; HB 149,  
1/13/2005; HB 306, 1/13/2005; HB  
316, 1/13/2005  
Executive Action: HB 209, HB 316, HB 62, HB 96, HB  
159, HB 157, HB 179, HB 248, HB 237

**HEARING ON HB 209**

**Opening Statement by Sponsor:** REP. JOE MCKENNEY (R), HD 18,  
opened the hearing on **HB 209**, Compliance with federal electronic  
funds transfer law as state compliance.  
00:02:05

**Proponents' Testimony:**

00:04:00 Steve Turkiewicz, Montana Bankers Association  
00:05:42 Keith Colbo, Montana Independent Bankers  
00:07:06 Annie Goodwin, Department of Administration  
00:08:07 Jill Jarman, Montana Credit Union Network

**Opponents' Testimony:** None

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

00:08:40

**Closing by Sponsor:**

00:10:36

**HEARING ON HB 316**

**Opening Statement by Sponsor:** REP. TIM CALLAHAN (D), HD 21,  
opened the hearing on **HB 316**, Revise fees charged by public  
service commission.  
00:11:20

**Proponents' Testimony:**

00:12:58 Bob Raney, Public Service Commission

**Opponents' Testimony:** None

**Informational Testimony:** None

**Questions from Committee Members and Responses:** None

**Closing by Sponsor:**

00:15:01

**HEARING ON HB 149**

**Opening Statement by Sponsor:** REP. DAVE GALLIK (D), HD 79, opened the hearing on HB 149, Participate in speed to market interstate insurance compact.  
00:15:28

**Proponents' Testimony:**

00:22:08 Alicia Pichette, State Auditor's Office

**EXHIBIT** (buh16a01)

00:25:11 Jacqueline Lenmark, American Council of Life Insurers

**EXHIBIT** (buh16a02)

00:39:38 Don Allen, Montana Association of Insurance and Financial Advisors

**Opponents' Testimony:** None

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

00:42:27

**Closing by Sponsor:**

00:54:35

**HEARING ON HB 306**

**Opening Statement by Sponsor:** REP. DAVE GALLIK (D), HD 79, opened the hearing on HB 306, Made in Montana virtual store.  
01:15:09

**Proponents' Testimony:**

01:19:23 Steve White, Bozeman

**Opponents' Testimony:** None

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

01:21:16

**Closing by Sponsor:**

01:34:48

EXECUTIVE ACTION ON HB 209

Motion: REP. MCKENNEY moved that HB 209 DO PASS.

Discussion:

01:37:17

Vote: Motion carried unanimously.

EXECUTIVE ACTION ON HB 316

Motion/Vote: REP. GALVIN-HALCRO moved that HB 316 DO PASS.

Motion carried unanimously.

EXECUTIVE ACTION ON HB 62

Motion: REP. GALLIK moved that HB 62 DO PASS.

Discussion:

01:43:48

Motion/Vote: REP. GALLIK moved that HB 62 BE AMENDED. Motion carried unanimously.

Substitute Motion: REP. GALLIK made a substitute motion that HB 62 DO PASS AS AMENDED.

Discussion:

01:46:15

Substitute Motion: REP. BERGREN made a substitute motion that HB 62 DO NOT PASS.

Discussion:

02:00:13

Vote: Motion failed 7-11 by roll call vote with REPS. BERGREN, DOWELL, FUREY, GALLIK, GALVIN-HALCRO, JOPEK, and VILLA voting aye.

Motion/Vote: REP. MENDENHALL moved that HB 62 BE TABLED. Motion carried 10-8 by roll call vote with REPS. BERGREN, DOWELL, FUREY, GALLIK, GALVIN-HALCRO, JOPEK, KEANE, and VILLA voting no.

EXECUTIVE ACTION ON HB 96

Motion: REP. MCKENNEY moved that HB 96 DO PASS.

Discussion:

02:07:19

Vote: Motion failed 9-9 by roll call vote with REPS. ARNTZEN, HEINERT, JONES, KLOCK, MCKENNEY, MENDENHALL, MILBURN, ROBERTS, and STAHL voting aye.

REP. JOE MCKENNEY, HD 18, GREAT FALLS withdrew his motion.

EXECUTIVE ACTION ON HB 156

Motion: REP. GALVIN-HALCRO moved that HB 156 DO PASS.

Discussion:

02:31:35

Motion: REP. GALVIN-HALCRO moved that HB 156 BE AMENDED.

[EXHIBIT](#) (buh16a03)

Discussion:

02:32:23

Vote: Motion carried 16-2 with REPS. STAHL and VILLA voting no.

Motion: REP. GALVIN-HALCRO moved that HB 156 DO PASS AS AMENDED.

Discussion:

02:37:51

Motion: REP. GALVIN-HALCRO withdrew her motion that HB 156 DO PASS AS AMENDED.

EXECUTIVE ACTION ON HB 157

Motion: REP. MCKENNEY moved that HB 157 DO PASS.

Discussion:

Motion: REP. MCKENNEY moved that HB 157 BE AMENDED.

[EXHIBIT](#) (buh16a04)

Vote: Motion carried 18-1 by voice vote with REP. JOPEK voting no.

Discussion:

02:46:17

Motion/Vote: REP. MCKENNEY moved that HB 157 DO PASS AS AMENDED. Motion carried unanimously.

EXECUTIVE ACTION ON HB 179

Motion: REP. Mendenhall moved that HB 179 DO PASS.

Motion: REP. GALLIK moved that HB 179 BE AMENDED.

[EXHIBIT](#) (buh16a05)

Discussion:

02:51:03

Vote: Motion carried 16-2 by roll call vote with REPS KEANE and MENDENHALL voting no.

Motion/Vote: REP. MENDENHALL moved that HB 179 DO PASS AS AMENDED. Motion carried unanimously.

EXECUTIVE ACTION ON HB 248

Motion: REP. GALVIN-HALCRO moved that HB 248 DO PASS.

Discussion:

03:03:46

Motion/Vote: REP. MCKENNEY moved that HB 248 BE TABLED. Motion carried unanimously.

EXECUTIVE ACTION ON HB 237

Motion: REP. GALVIN-HALCRO moved that HB 237 DO PASS.

Discussion:

REP. GALVIN-HALCRO withdrew her motion that HB 237 DO PASS.

**ADJOURNMENT**

Adjournment: 11:10 A.M.

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REP. JIM KEANE, Chairman

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KYANNE KELLY, Secretary

JK/KK

Additional Exhibits:

**EXHIBIT ([buh16aad0.TIF](#))**